IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Writ Petition No.2733 of 2001

M/s Vinland Developers .. Petitioners
vs
Pune Mun Corporation and ors .. Respondents.

Mr.S.M.Chandrachud for the petitioners.
Mr. R.G.Ketkar for respondent No.1

CORAM: H. S. BEDI C.J. ,&
V.M.KANADE, J.
DATE: January 8, 2007.

P.C.:-

The petitioners' claim for additional FSI has been declined by the respondents vide letter dated 16th May 2001 Annexure C to the petition. It is the case of the petitioners that they were entitled to the benefit of Circular dated 30th November 1999 at Annexure B to the petition for claiming additional FSI and that this benefit had in fact been given to the properties bearing CTS Nos. 177 and CTS No.184, Kasba Peth, Pune, owned by Shri Bangale and Shri Matapurkar respectively. We also observe that though this matter has been pending for final hearing since 2001, no reply has been filed by the respondents so far and Mr. Ketkar's plea for filing one now at this stage has to be rejected. We accordingly issue directions to the respondents to consider the petitioners' case in the light of

the submissions made by them in paragraph 8 of the petition and in the light of the facts and circumstances narrated above, within a period of four months from the date of receipt of this order.

Petition stands disposed of accordingly.

CHIEF JUSTICE

V.M.KANADE J.